IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

THURSDAY, THE 7TH JUNE 2007 / 17TH JYAISHTA 1929

OP.No. 24054 of 1999(L)

PETITIONER:

M.T.SCARIACHAN,
S/O. N.THOMAS, P.D.TEACHER,
G.L.P.S. ERAVICHIRA
PATHARAM PO., SOORANADU,
KOLLAM DISTRICT.

BY ADV. SRI.M.V.THAMBAN

RESPONDENTS:
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1. **STATE OF KERALA REP.BY**
   THE SECRETARY TO THE GOVERNMENT,
   DEPARTMENT OF FINANCE
   GOVERNMENT SECRETARIAT,
   THIRUVANANTHAPURAM

2. **DEPUTY DIRECTOR (EDUCATION),**
   KOLLAM.

3. **ASSISTANT EDUCATIONAL OFFICER,**
   SASTHAMKOTTA, KOLLAM DISTRICT.

4. **ACCOUNTANT GENERAL (KERALA),**
   THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SMT.K.R.DEEPA

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 07/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP. NO.40310/1999 IN OP. 24054/1999

DISMISSED

07.06.2007 **SD/- KURIAN JOSEPH, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE LETTER NO.B/7380/95 DT.31.1.96 BY THE 3RD RESPONDENT.

EXT.P2:- COPY OF THE G.O.(P) NO.101/80/(167)/FINANCE DT.30.1.80.

EXT.P3:- COPY OF THE CIRCULAR NO.52373/J2/1998/G.EDUCATION DT.6.3.98.

EXT.P4:- COPY OF THE G.O.(RT) NO.3645/99/FINANCE DT.17.6.99.

EXT.P5:- COPY OF THE REPRESENTATION DT.16.5.96.

EXT.P6:- COPY OF THE LETTER NO.B/7380/95 DT.11.10.96 ISSUED BY THE 3RD RESPONDENT.

EXT.P7:- COPY OF THE LETTER NO.39002/12/97/GE(L) DEPT. DT.10.12.97.

EXT.P8:- COPY OF THE LETTER NO. 39002/L2/97/G.EDN. DT.8.7.98.

EXT.P9:- COPY OF THE REPRESENTATION DT.10.8.1988 SUBMITTED BEFORE THE 2ND RESPONDENT.

/TRUE COPY/

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KURIAN JOSEPH J.

O.P. NO.24054 OF 1999

Dated 7th June, 2007.

J U D G M E N T

The issue raised in this writ petition pertains to the counting of provisional service rendered by the petitioner, prior to his entry in Government service as P.D.Teacher, from 15.12.1969 to 13.3.1970. It is seen that the petitioner has filed Ext.P9 representation before the second respondent. It is for the first respondent to consider the same. There will be a direction to the first respondent to look into Ext.P9 with notice to the petitioner and pass appropriate orders thereon in accordance with law, within a period of three months from the date of production of a copy of the judgment by the petitioner before the first respondent along with a copy of Ext.P9.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J.

O.P. NO.24054 OF 1999 (L)

J U D G M E N T

Dated 7th June, 2007.